



Golestani 3

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

Patent Application

Inventor(s)	Jamaloddin S Golestani	Case Name	Golestani 3
Filing Date	6/5/99	Serial No.	09/327,347
Examiner	Hieu Le	Group Art Unit	2153
Title	End-to-End Internet Congestion Control		

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FEB 28 2003

Technology Center 2100

ASSISTANT COMMISSIONER FOR PATENTS
ARLINGTON, VA 22202
SIR:

PETITION TO WITHDRAW A HOLDING OF ABANDONMENT

A Final rejection was lodged in this case on July 6, 2002. It rejected a number of claims, and found a number of claims allowable.

A timely response was filed on September 27, 2002 by facsimile transmission, which was received in the USPTO at 15:39. Because of a transmission difficulty, a number of pages were not sent, and this was discovered almost immediately, and the pages resent. That transmission was received at 15:58.

The US Patent Office apparently misplaced the received response.

No other communication was received from the USPTO until after the six month statutory period has expired, when Examiner Le called the undersigned to inquire about the intention of the applicant's assignee.

At that time it was discovered that the Examiner's file does not contain the September 27 response by applicants.

Pursuant to the Examiner's request, the response was faxed again, and was received by the Examiner.

Since the inadvertent abandonment of this application was caused by error of the USPTO, in the interest of justice applicants respectfully request the Commissioner to revive this application, or withdraw the holding of abandonment, direct the Examiner to consider the September 27, 2002 amendment and arguments therein, and to allow

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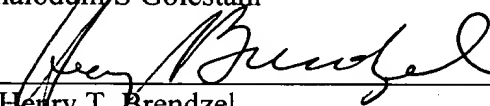
applicants time to take whatever action may be deemed advisable in order to maintain pendency of an application disclosed and claimed in the revived application.

A copy of the previously faxed amendment, with proof that the amendment was received in the USPTO is enclosed.

The Commissioner is hereby authorized to charge all required fees to Deposit Account **500732** of Henry T. Brendzel. However, since as the need to revive the application stems from an error in the USPTO, applicants respectfully request that the petition fee should not be charged.

Dated: 2/19/03

Respectfully,
Jamaloddin S Golestani

By 
Henry T. Brendzel
Reg. No. 26,844
Phone (973) 467-2025
Fax (973) 467-6589
email brendzel@comcast.net